
**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, NOVEMBER 7, 2013**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, November 7, 2013 in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Jackson called the regular meeting to order at 6:00 p.m.

INVOCATION AND PLEDGE

Mayor Jackson requested Alderman Case to say the invocation over the meeting.
Mayor Jackson requested Vice-Mayor Pesnell to lead the Pledge of Allegiance.

ROLL CALL

Mayor Jackson asked Recorder May to call roll.

Those present were: Mayor David Jackson, Vice-Mayor Rex Pesnell, Alderman Jerry Don Case, Alderman Johnny Sisk, Alderman Mark Payne and Attorney William Gouger, Jr.

APPROVAL OF MINUTES

On a motion by **Vice-Mayor Pesnell**, seconded by **Alderman Sisk** the Minutes of the Regular Monthly Board Meeting for October 3, 2013 and Minutes of the Special Called Meeting for October 23, 2013 were approved unanimously on a board vote.

OLD BUSINESS

Mayor Jackson had the following items under old business:

- All employees have been enrolled in the AirMed Care Insurance approved at the previous meeting.
- The town has paid the portion due to the county for the school system as provided for in the mixed drink tax. Mark DeBerry with the State Comptroller's Office has contacted the town concerning the payment to the county to see if there was an agreement between the town and county. The town does not have an agreement; however, since it is the law, the town board made a decision to pay the county their portion.
- The new college site had the ground breaking on October 23, 2013. There was a big crowd in attendance for this ceremony. The plans are for this phase of the school to be complete at the end of Spring 2014 or early Summer 2014.
- The Hampton Inn in Kimball, Tennessee opened on Tuesday, November 5, 2013.
- The Trunk or Treat held at Kimball Town Hall was very successful. The estimate was approximately 200-250 children came by to participate.
- The town received a letter from Charles and Janetta Rodgers. Mayor Jackson read the complete letter. This couple had the misfortune of falling into the water during the American Bass Anglers Couples National Tournament on Saturday, September 21, 2013. This couple's raingear along with the storm created a dangerous situation for them; however, there were two locals that assisted them. The couple was saved by the locals and wanted their heroes recognized. The town has asked the media to place this story in the paper in an effort to find the local heroes.

SCHEDULED AGENDA ITEMS

a.) Review Beer Permit Application from Raceway #843 from Christopher F. Biggs

The application was submitted to the town, with Police Chief performing a background check on the new permit holder. The background check came back clear and the application was filled out completely. A motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to approve the Beer Permit Application from Raceway #843 from Christopher F. Biggs. The motion passed unanimously on a board vote.

b.) Health Insurance for Employees

It was requested to table until next month so the board will have a chance to review other plans and their prices.

c.) Ordinance Number 226 – An Ordinance to Amend Ordinance Nos. 41, 50, 89, 131 and 138 of the Town of Kimball, Tennessee Regarding the Commercial Sewer Rates

Attorney Gouger was given authorization at the last meeting to revise an ordinance to amend the current commercial sewer rates to increase the minimum rate for sewer to \$100 per month up to 3,000 gallons per month. The board did not address the rate for the gallons over 3,000; however, Attorney Gouger amended the ordinance to include the 40% sewer rate increase on the usage over 3,000 gallons which will set the rate at \$7 per 1,000 gallons over 3,001 gallons for commercial sewer rates. The board would also like to include language which allows for the rates to change when South Pittsburg changes their rates in the future without the town needing to review the ordinance each time.

A motion was made by **Alderman Payne**, seconded by **Vice-Mayor Pesnell** to approve on First Reading Ordinance Number 226 – An Ordinance to Amend Ordinance Nos. 41, 50, 89, 131 and 138 of the Town of Kimball, Tennessee Regarding the Commercial Sewer Rates with the addition of the language to allow the ordinance to address any changes in the rates by South Pittsburg to be reflected by the town's ordinance. The motion passed unanimously on a board vote.

d.) Discuss AirMed Care Municipal Site Plan for the Town of Kimball

Mr. Jimmy Morse, Life Force Membership Sales Manager, and Mr. Jim Fox with Life Force were in attendance at the meeting to describe the municipal site plan for the Town of Kimball. The town can enroll in the Municipal Site Plan for the Town of Kimball by signing the contract at a rate of \$9,750 annually. The coverage will cover those eligible in Marion County; however, those in Kimball, Tennessee electing to pay the additional \$35 per household will include coverage outside the listed service area. After much discussion, a motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to approve the Med-Trans Annual Site Membership for Life Force Services for Kimball, Tennessee in the amount of \$9,750. The motion passed unanimously on a board vote.

e.) Marion County Sheriff's Department Needy Children Christmas Fund

A motion was made by **Alderman Sisk**, seconded by **Alderman Case** to approve the donation to the Marion County Sheriff's Department Needy Children Christmas Fund in the amount of \$500. The motion passed unanimously on a board vote.

f.) Ratify the bill from Lofty Construction Company in the amount of \$2,000 for work performed on the Ditch on Old Dixie Highway

Mayor Jackson explained that he requested Lofty Construction Company to work on removing debris and repairing a ditch on Old Dixie Highway near Ms. Murray's residence to help the water flow and alleviate the water over the roadway. However; a few weeks later, there was heavy rainfall and water was over the roadway again. Mayor Jackson met with the developer of the property on top of the mountain who increased his retention pond to help when heavy rains entered our area.

A motion was made by **Alderman Case**, seconded by **Alderman Sisk** to ratify the bill from Lofty Construction Company in the amount of \$2,000 for work performed on the ditch on Old Dixie Highway. The motion passed unanimously on a board vote. Alderman Payne abstains from voting due to relations.

g.) Hams and Turkeys

The town in the past has done gift cards for the hams and turkeys to employees, committee members and non-elected board members. Due to regulations, gift cards are treated just as cash which should be taxed. Vice-Mayor Pesnell volunteered to store the hams and turkeys and handle this for this year.

A motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve to purchase turkeys for Thanksgiving and hams for Christmas for employees, committee members and non-elected board members with Vice-Mayor Pesnell handling both of these items. The motion passed unanimously on a board vote.

h.) Christmas Bonus

A motion was made by **Alderman Sisk**, seconded by **Alderman Case** to approve the employees Christmas Bonus in the amount of \$400. These checks will be ready on November 25, 2013. The motion passed unanimously on a board vote.

POLICE REPORT

Alderman Case gave an update on the Police Department as follows:

Litigation Tax and Training Fees	\$99.75
Court Costs	\$421.75
Fines	\$63.50
Department of Safety	\$0.00
Report Fee	\$100.00
Sessions Court	\$644.05
Total	\$1,349.05

FIRE REPORT

Vice-Mayor Pesnell gave the fire report for October 2013; the department responded to three calls during the month which were one mutual aid and two rescues.

Fire Chief Keef stated that Fireman Tommy Haynes attended school last weekend to become recertified.

PARK AND RECREATION BOARD REPORT

Alderman Sisk stated the Park and Recreation Board will have a meeting Thursday, November 14, 2013 at 6:00 p.m. Fall Soccer has ended and the SVSL will meet to set the Spring Schedule. The park board will review a potential agreement between Kimball and South Pittsburg on recreational services.

PLANNING COMMISSION REPORT

Alderman Case stated that the planning commission met in October to review the first phase of the Marion County Regional Institute of Technical Excellence, Phase I – Site Plan which expanded the scope of the site work when funds become available. The site plan was approved. Also reviewed was Mark Reed Subdivision - Final Plat, which was denied since it did not meet the subdivision regulations. Mr. Reed's next step will be to file an appeal with the BZA. The board attended a yearly training session on Tuesday, October 29th at Sulphur Springs Methodist Church. The next planning commission meeting will be on November 19th at 6:00 p.m.

SEWER REPORT

Alderman Payne stated that the preconstruction meeting was held on Tuesday, November 5th on the CDBG Grant with Roy Joe Angel Construction Company, Anthony Pelham, the engineer, and Cathy Andrews, project administrator. The contracts have all been signed for this CDBG Project.

Alderman Payne requested that Anthony Pelham and the other board members stay after the meeting to discuss a few items at the college sewer extension site.

The board has been provided two quotes for manhole refurbishing. The City of South Pittsburg is using the company SES. Anthony Pelham is familiar with SES's work and recommends their work on a phase system to accommodate the town's budgetary issues and to repair the worst areas first. Attorney Gouger recommends the town to use SES not to exceed \$9,500.

A motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to approve to spend up to \$9,500 with SES for manhole and lift station refurbishing at Maintenance Supervisor Mike Nelson's discretion. The motion passed unanimously on a board vote.

ATTORNEY REPORT

Attorney Gouger stated he had nothing further at this time.

NEW BUSINESS

Mayor Jackson had items under new business as follows:

- The Holidays that will have an effect on the town's garbage schedule will be the day after Thanksgiving; therefore, there will be no garbage service the day after Thanksgiving.
- The sales tax for the month of September was up \$12,512.
- The town is still collecting food for the food bank. For those that are willing to bring in food, the town will see that the food bank gets the donation.
- Finances

General Fund

Checking	\$ 57,273
Payroll	\$ 18,850
Checking FJB	\$ 55,281
Savings FVB	\$ 202,359
Savings FJB	\$ 251,076
Savings CSB	\$ 246,981
CD FJB	\$ 330,393
Total	\$1,212,558

State Street Aid

Checking	\$ 24,541
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Drug Fund

Checking	\$ 1,989
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Sewer Fund

Checking	\$ 92,111
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Savings	\$ 25,225
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CD	\$ 77,270
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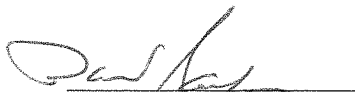
Total	\$ 194,606
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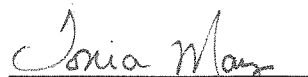
Grand Total	\$1,383,349
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- The town is rolling the Certificate of Deposit into a Money Market Account to earn more interest and make the town's funds easier to access since there are several projects going on in the town.
- The town is still in the process of seeking the interest free loan from the Sequachee Valley Electric Coop Red Leg Program for \$750,000; however, due to the Federal Government shutdown this process was delayed.
- The next regular scheduled meeting will be Thursday, December 5, 2013 at 6:00 p.m.

ADJOURNMENT

As there was nothing further to come before the board, motion was made by **Alderman Sisk** to adjourn. The motion was seconded by **Alderman Case**. The motion passed unanimously on a board vote.


David Jackson, Mayor


Tonia May, Recorder